

1 PHILLIP A. TALBERT
Acting United States Attorney
2 ADRIAN T. KINSELLA
Assistant United States Attorney
3 501 I Street, Suite 10-100
Sacramento, CA 95814
4 Telephone: (916) 554-2700
Facsimile: (916) 554-2900
5

6 Attorneys for Plaintiff
United States of America
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8 IN THE UNITED STATES DISTRICT COURT
9 EASTERN DISTRICT OF CALIFORNIA
10

11 UNITED STATES OF AMERICA,
12 Plaintiff,
13 v.
14 MICHAEL GARCIA,
ALSO KNOWN AS "SMOKES,"
15 NANCY DALILA GARCIA ESCOBAR, and
TYLOR JEFFERY COMBS,
16 Defendants.
17

CASE NO. 2:20-CR-0181-JAM

STIPULATION REGARDING EXCLUDABLE
TIME PERIODS UNDER SPEEDY TRIAL ACT AS
TO DEFENDANTS MICHAEL GARCIA AND
NANCY DALILA GARCIA ESCOBAR;
FINDINGS AND ORDER

DATE: June 29, 2021
TIME: 9:30 a.m.
COURT: Hon. John A. Mendez

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19 **STIPULATION**

20 1. By previous order, this matter was set for status on June 29, 2021. Defendant Tylor
21 Combs is scheduled to proceed with a change of plea on this date.

22 2. By this stipulation, defendants Michael and Nancy Garcia move to continue the status
23 conference until September 14, 2021, and to exclude time between June 29, 2021, and September 14,
24 2021, under Local Code T4.

25 3. The parties agree and stipulate, and request that the Court find the following:

26 a) The government has represented that the discovery associated with this case
27 includes over 50 gigabytes of evidence in electronic form, including multiple hours of covert
28 recordings, pictures, investigative reports, and related documents. All of this discovery has been

1 either produced directly to counsel and/or made available for inspection and copying.

2 b) Counsel for defendants Michael and Nancy Garcia desire additional time desire
3 additional time to consult with their clients, review the current discovery, conduct investigation
4 and research related to the charges, to review and copy discovery for this matter, to discuss
5 potential resolutions with their clients, and to otherwise prepare for trial.

6 c) Counsel for defendants Michael and Nancy Garcia believe that failure to grant the
7 above-requested continuance would deny them the reasonable time necessary for effective
8 preparation, taking into account the exercise of due diligence.

9 d) The government does not object to the continuance.

10 e) Based on the above-stated findings, the ends of justice served by continuing the
11 case as requested outweigh the interest of the public and the defendant in a trial within the
12 original date prescribed by the Speedy Trial Act.

13 f) For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161,
14 et seq., within which trial must commence, the time period of June 29, 2021 to September 14,
15 2021, inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code
16 T4] because it results from a continuance granted by the Court at defendant's request on the basis
17 of the Court's finding that the ends of justice served by taking such action outweigh the best
18 interest of the public and the defendant in a speedy trial.

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1 4. Nothing in this stipulation and order shall preclude a finding that other provisions of the
2 Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial
3 must commence.

4 IT IS SO STIPULATED.

6 Dated: June 24, 2021

PHILLIP A. TALBERT
Acting United States Attorney

8 /s/ ADRIAN T. KINSELLA
9 ADRIAN T. KINSELLA
 Assistant United States Attorney

11 Dated: June 24, 2021

11 /s/ LEXI P. NEGIN
12 LEXI P. NEGIN
 Counsel for Defendant
13 MICHAEL GARCIA

14 Dated: June 24, 2021

14 /s/ MICHAEL D. LONG
15 MICHAEL D. LONG
 Counsel for Defendant
16 MICHAEL GARCIA

18 **FINDINGS AND ORDER**

19 IT IS SO FOUND AND ORDERED this 25th day of June, 2021.

21 /s/ John A. Mendez
22 _____
23 THE HONORABLE JOHN A. MENDEZ
24 UNITED STATES DISTRICT COURT JUDGE